

JS 44C/SDNY
REV. 06/01/17

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

CIVIL COVER SHEET

PLAINTIFFS

BRIAN PEREZ

ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

SULLIVAN & BRILL, LLP, 115 Broadway, 17th Fl., New York, NY 10006
(212) 566-1000

**CAUSE OF ACTION (CITE THE U.S. CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE)
(DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY)**

Has this action, case, or proceeding, or one essentially the same been previously filed in SDNY at any time? No Yes Judge Previously Assigned

If yes, was this case Vol. Invol. Dismissed. No Yes If yes, give date _____ & Case No. _____

IS THIS AN INTERNATIONAL ARBITRATION CASE? No Yes

(PLACE AN [x] IN ONE BOX ONLY)

NATURE OF SUIT

TORTS			ACTIONS UNDER STATUTES		
CONTRACT	PERSONAL INJURY	PERSONAL INJURY	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
[] 110 INSURANCE	[] 310 AIRPLANE	[] 367 HEALTHCARE/PHARMACEUTICAL PERSONAL	[] 625 DRUG RELATED	[] 422 APPEAL	[] 375 FALSE CLAIMS
[] 120 MARINE	[] 315 AIRPLANE PRODUCT LIABILITY	INJURY/PRODUCT LIABILITY	[] 365 PERSONAL INJURY	28 USC 158	[] 376 QUI TAM
[] 130 MILLER ACT	[] 320 ASSAULT, LIBEL & SLANDER	PRODUCT LIABILITY	[] 366 PERSONAL INJURY	[] 423 WITHDRAWAL	[] 400 STATE REAPPORTIONMENT
[] 140 NEGOTIABLE INSTRUMENT	[] 330 FEDERAL EMPLOYERS' LIABILITY	LIABILITY	[] 368 ASBESTOS PERSONAL INJURY PRODUCT LIABILITY	28 USC 157	[] 410 ANTITRUST
[] 150 RECOVERY OF OVERPAYMENT & ENFORCEMENT OF JUDGMENT	[] 340 MARINE PRODUCT LIABILITY	PROPERTY RIGHTS	[] 820 COPYRIGHTS	[] 430 BANKS & BANKING	
[] 151 MEDICARE ACT	[] 345 MARINE PRODUCT LIABILITY	PERSONAL PROPERTY	[] 830 PATENT	[] 450 COMMERCE	
[] 152 RECOVERY OF DEFANTED STUDENT LOANS (EXCL VETERANS)	[] 350 MOTOR VEHICLE PRODUCT LIABILITY	[] 370 OTHER FRAUD	[] 835 PATENT-ABREVIATED NEW DRUG APPLICATION	[] 460 DEPORTATION	
[] 153 RECOVERY OF OVERPAYMENT OF VETERAN'S BENEFITS	[] 355 MOTOR VEHICLE PRODUCT LIABILITY	[] 371 TRUTH IN LENDING	[] 840 TRADEMARK	[] 470 RACKETEER INFLENCED & CORRUPT ORGANIZATION ACT (RICO)	
[] 160 STOCKHOLDERS SUITS	[] 360 OTHER PERSONAL INJURY	[] 380 OTHER PERSONAL PROPERTY DAMAGE	[] 861 HIA (1395ff)	[] 480 CONSUMER CREDIT	
[] 190 OTHER CONTRACT	[] 362 PERSONAL INJURY - MED MALPRACTICE	[] 385 PROPERTY DAMAGE PRODUCT LIABILITY	[] 862 BLACK LUNG (923)	[] 490 CABLE/SATELLITE TV	
[] 195 PRODUCT LIABILITY	ACTIONS UNDER STATUTES	PRISONER PETITIONS	[] 863 DIWC/DIWVW (405(g))	[] 850 SECURITIES/ COMMODITIES/ EXCHANGE	
[] 196 FRANCHISE	CIVIL RIGHTS	[] 463 ALIEN DETAINEE	[] 710 FAIR LABOR STANDARDS ACT	[] 864 SSID TITLE XVI	
		[] 510 MOTIONS TO VACATE SENTENCE	[] 720 LABOR/MGMT RELATIONS	[] 865 RSI (405(g))	
		28 USC 2255	[] 740 RAILWAY LABOR ACT	[] 890 OTHER STATUTORY ACTIONS	
			[] 751 FAMILY MEDICAL LEAVE ACT (FMLA)	[] 891 AGRICULTURAL ACTS	
				FEDERAL TAX SUITS	
			[] 790 OTHER LABOR LITIGATION	[] 870 TAXES (U.S. Plaintiff or Defendant)	
			[] 791 EMPL RET INC SECURITY ACT (ERISA)	[] 871 IRS-THIRD PARTY	
				26 USC 7609	
REAL PROPERTY	[x] 440 OTHER CIVIL RIGHTS (Non-Prisoner)	PRISONER CIVIL RIGHTS	IMMIGRATION		
[] 210 LAND CONDEMNATION	[] 441 VOTING	[] 442 EMPLOYMENT	[] 462 NATURALIZATION	[] 893 ENVIRONMENTAL MATTERS	
		[] 443 HOUSING/ACCOMMODATIONS	APPLICATION	[] 895 FREEDOM OF INFORMATION ACT	
[] 220 FORECLOSURE		[] 445 AMERICANS WITH DISABILITIES - EMPLOYMENT	[] 465 OTHER IMMIGRATION ACTIONS	[] 896 ARBITRATION	
[] 230 RENT LEASE & EJECTION		[] 550 CIVIL RIGHTS		[] 899 ADMINISTRATIVE PROCEDURE ACT/REVIEW OR APPEAL OF AGENCY DECISION	
[] 240 TORTS TO LAND		[] 555 PRISON CONDITION		[] 950 CONSTITUTIONALITY OF STATE STATUTES	
[] 245 TORT PRODUCT LIABILITY		[] 560 CIVIL DETAINEE CONDITIONS OF CONFINEMENT			
[] 290 ALL OTHER REAL PROPERTY	[] 446 AMERICANS WITH DISABILITIES - OTHER				
	[] 448 EDUCATION				

Check if demanded in complaint:

CHECK IF THIS IS A CLASS ACTION
UNDER F.R.C.P. 23

DO YOU CLAIM THIS CASE IS RELATED TO A CIVIL CASE NOW PENDING IN S.D.N.Y.
AS DEFINED BY LOCAL RULE FOR DIVISION OF BUSINESS 13?
IF SO, STATE:

DEMAND OTHER JUDGE DOCKET NUMBER _____

Check YES only if demanded in complaint

JURY DEMAND: YES NO

NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form JH-32).

(PLACE AN X IN ONE BOX ONLY)

<input type="checkbox"/> 1 Original Proceeding	<input checked="" type="checkbox"/> 2 Removed from State Court	<input type="checkbox"/> 3 Remanded from Appellate Court	<input type="checkbox"/> 4 Reinstated or Reopened	<input type="checkbox"/> 5 Transferred from (Specify District)	<input type="checkbox"/> 6 Multidistrict Litigation (Transferred)	<input type="checkbox"/> 7 Appeal to District Judge from Magistrate Judge
			<input type="checkbox"/> a. all parties represented			
			<input type="checkbox"/> b. At least one party is pro se.	<input type="checkbox"/> 8 Multidistrict Litigation (Direct File)		

(PLACE AN X IN ONE BOX ONLY)

<input type="checkbox"/> 1 U.S. PLAINTIFF	<input type="checkbox"/> 2 U.S. DEFENDANT	<input checked="" type="checkbox"/> 3 FEDERAL QUESTION	<input type="checkbox"/> 4 DIVERSITY (U.S. NOT A PARTY)
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BASIS OF JURISDICTION**IF DIVERSITY, INDICATE CITIZENSHIP BELOW.****CITIZENSHIP OF PRINCIPAL PARTIES (FOR DIVERSITY CASES ONLY)**

(Place an [X] in one box for Plaintiff and one box for Defendant)

CITIZEN OF THIS STATE	[] 1	[] 1	CITIZEN OR SUBJECT OF A FOREIGN COUNTRY	[] 3	[] 3	INCORPORATED and PRINCIPAL PLACE OF BUSINESS IN ANOTHER STATE	[] 5	[] 5
CITIZEN OF ANOTHER STATE	[] 2	[] 2	INCORPORATED or PRINCIPAL PLACE OF BUSINESS IN THIS STATE	[] 4	[] 4	FOREIGN NATION	[] 6	[] 6

PLAINTIFF(S) ADDRESS(ES) AND COUNTY(IES)

Brian Perez
 66 W. Pine Street
 Islip, NY 11751
 Suffolk County

DEFENDANT(S) ADDRESS(ES) AND COUNTY(IES)

Metropolitan Transportation Authority
 MTA General Counsel
 347 Madison Avenue, 9th Floor
 New York, New York 10007

The City of New York
 100 Church Street
 New York, New York

DEFENDANT(S) ADDRESS UNKNOWN

REPRESENTATION IS HEREBY MADE THAT, AT THIS TIME, I HAVE BEEN UNABLE, WITH REASONABLE DILIGENCE, TO ASCERTAIN THE RESIDENCE ADDRESSES OF THE FOLLOWING DEFENDANTS:

COURTHOUSE ASSIGNMENT

I hereby certify that this case should be assigned to the courthouse indicated below pursuant to Local Rule for Division of Business 18, 20 or 21.

Check one: **THIS ACTION SHOULD BE ASSIGNED TO:** WHITE PLAINS MANHATTAN

DATE

ADMITTED TO PRACTICE IN THIS DISTRICT

RECEIPT #

[] NO

[] YES (DATE ADMITTED Mo. 5 Yr. 13)

Attorney Bar Code #

Magistrate Judge is to be designated by the Clerk of the Court.

Magistrate Judge _____ is so Designated.

Ruby J. Krajick, Clerk of Court by _____ Deputy Clerk, DATED _____.

UNITED STATES DISTRICT COURT (NEW YORK SOUTHERN)